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2
STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC HEALTH

3 IN RE: Caltrans Buckman Springs Rest Area
4 8502 Railroad Avenue
5 Santee, CA 92071
6

7 TO: Mr. Brad Hegner
8 Maintenance Supervisor
9

10 CITATION FOR NONCOMPLIANCE - WATER SYSTEM NO. 3701021
11 CITATION NO. 05-14-13C-011

12 Issued on December 11, 2013

13 Section 116650, Chapter 4, Part 12, Division 104 of the California Health and Safety Code
14 (H&S Code), authorizes the California Department of Public Health, Division of Drinking
15 Water and Environmental Management (CDPH) to issue a citation for failure to comply
16 with the requirements of Chapter 4, the California Safe Drinking Water Act, or any
17 regulation, permit, standard, or order issued or adopted thereunder.

18 VIOLATION

19 CDPH has determined that the Caltrans Buckman Springs Rest Area (hereinafter
20 Buckman Springs) has violated provisions contained in the H&S Code and Title 22,
21 California Code of Regulations (CCR). These violations include, but are not limited to, the
22 following:

- 23 1. California Code of Regulations (CCR), Title 22, Section 64423 (a) (1). Specifically,
24 Buckman Springs failed to collect the required one routine bacteriological sample
25 per month from the distribution system in the month of November 2013.
- 26 2. Title 22, CCR, Section 64413.5: Specifically, Buckman Springs failed to employ a
27 certified treatment operator from November 1, 2013 to the time of issuance of this
28 citation.



ENFORCEMENT HISTORY

Since 2002, Buckman Springs has been issued one Total Coliform Rule related enforcement action. A Notice of Violation dated December 6, 2012 was issued to Buckman Springs for failing to collect a repeat distribution coliform sample in November 2012.

BACKGROUND

Buckman Springs is a transient non-community water system operating under domestic water supply permit 05-14-03P-005 issued in May 2003 and located at the intersection of Highway 8 and Buckman Springs Road in San Diego County. The water system is owned by Caltrans and open 24 hours a day. The water system supplies the public restrooms, drinking fountains, a recreational vehicle dump station, and irrigation. Buckman Springs collects one routine bacteriological sample per month from the distribution system and quarterly samples from their well sources in accordance with an approved Bacteriological Sample Siting Plan, which was last updated in 2011. Currently, Buckman Springs has two active groundwater wells: Well 1 and Well 2.

CHRONOLOGY OF EVENTS

Friday, December 6, 2013: Buckman Spring's former operator informs CDPH that routine bacteriological samples from the distribution system were not collected for the month of November 2013 and that the system currently does not have an operator under contract to operate the system.



1 **DIRECTIVES**

2 Buckman Springs is hereby directed to:

- 3 1. By December 31, 2013, Buckman Springs in accordance with the approved
4 Bacteriological Sample Siting Plan shall collect one routine bacteriological sample
5 from the distribution system and from each well source. The results of these
6 samples shall be reported by January 10, 2014 to CDPH as the monitoring results
7 for the month of December 2013.
- 8 2. By **January 10, 2014**, Buckman Springs shall provide Tier 2 public notice of the
9 Total Coliform monitoring violation in accordance with CCR, Section 64463.4.
10 Public notice shall be posted in conspicuous public space served by the water
11 system **for a period of no less the 10 days**. A draft notification shall be
12 submitted to CDPH for review and approval prior to conducting public notification.
- 13 3. By **January 10, 2014**, Buckman Springs shall provide Tier 3 public notice of the
14 failure to employ a certified operator in accordance with CCR, Section 64463.7.
15 Public notice shall be posted in conspicuous public space served by the water
16 system **for a period of no less the 10 days**. A draft notification shall be
17 submitted to CDPH for review and approval prior to conducting public notification.
- 18 4. **Within 10 days** of conducting public notifications, a copy of the notice and the
19 "Proof of Notification" certification shall be submitted to CDPH using the enclosed
20 form.
- 21 5. Buckman Springs shall collect and analyze source and distribution system
22 samples per the CDPH approved bacteriological sample siting plan.



6. Buckman Springs shall ensure that chlorination system is properly functioning. Until a certified operator is contracted to operate the system, Caltrans shall contact CDPH within 24-hours of any malfunction.

All Submittals required by this citation shall be sent to:

Sean Sterchi, P.E.
District Engineer
California Department of Public Health
1350 Front St., Rm. 2050
San Diego, CA 92101

CIVIL PENALTY

Sections 116650 (d) and (e) of the Health and Safety Code provides for the assessment of a penalty for failure to comply with the requirements of the California Safe Drinking Water Act. Failure to comply with any provision of this citation may result in CDPH imposing a penalty not to exceed one thousand dollars (\$1,000) per day per violation as of the date of violation of any provision of this citation

12/11/2013
Date


Sean Sterchi, P.E.
San Diego District Engineer
Southern California Branch
Drinking Water Field Operations

Certified

Enclosures: "Proof of Notification" Certification

cc: Mark McPherson, Chief, Land and Water Quality Division, County of San Diego,
Department of Environmental Health (w/o enclosures)

Drinking Water Notification to Consumers

PROOF OF NOTIFICATION

Name of Water System: _____

Please explain what caused the problem if you have determined what it was and what steps you have taken to correct it. _____

Consumers Notified _____ Yes _____ No

If not, Explain: _____

Date of Notification: _____

On the date of notification set forth above, I served the above referenced document(s) on the consumers by:

_____ Sending a copy through the U.S. Mail, first class, postage prepaid, addressed to each of the resident(s) at the place where the property is situated, pursuant to the California Civil Code. Attach copy of Notice.

_____ Newspaper (if the problem has been corrected). Attach a copy of Notice.

_____ Personally hand-delivering a copy to each of the consumers. Attach a copy of Notice.

_____ Posted on a public bulletin board, that will be seen by each of the consumers (for small, non-community water systems with prior Department approval). Attach copy of Notice.

I hereby declare the forgoing to be true and correct under penalty of perjury.

Dated: _____

Signature of Person Serving Notice

**** Notice:** Complete this Proof of Notification and return it along with a copy of the notification to the Department within 10 days of posting the notification.

Disclosure: Be advised that the California Health and Safety Code states that any person who knowingly makes a false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by fine of not more than twenty-five thousand dollars (\$25,000) for each day of violation, or be imprisoned in county jail not to exceed one year or by both the fine and imprisonment.

